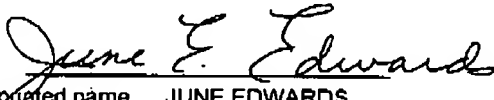


NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number PF01763NA
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450" on: NOVEMBER 23, 2004 Signature  Typed or printed name <u>JUNE EDWARDS</u>	In re Application of	CALVERT, ET AL.
	Application Number	09/769,939
	Filed	01/26/2001
	For	METHOD AND APPARATUS FOR ACCURATELY LOCATING A COMMUNICATION DEVICE IN A WIRELESS COMMUNICATION SYSTEM
	Art Group	2686
	Examiner	QUINONES, ISMAEL C.
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ <u>340.00</u> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____ <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a Fee Transmittal in duplicate. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any over payment to Deposit Account Number 502117. I have enclosed a Fee Transmittal in duplicate. <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>39,633</u> <input type="checkbox"/> Attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) _____ NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below. <input checked="" type="checkbox"/> * Total of <u>1</u> forms are submitted.		

This collection of information is required by 37 CFR 1.91. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

FEE TRANSMITTAL		Complete If Known	
Patent fees are subject to annual revision <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	09/769,939
		Filing Date	01/26/2001
		First Named Inventor	CALVERT, ET AL.
		Examiner Name	QUINONES, ISMAEL C.
		Group Art Unit	2686
		Attorney Docket No.	PF01763NA
TOTAL AMOUNT OF PAYMENT		(\$) 340.00	

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																								
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account:		3. ADDITIONAL FEES <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051 63 Surcharge - info filing fee or oath</td></tr> <tr><td>1052</td><td>50</td><td>2052 25 Surcharge - late Provisional filing</td></tr> <tr><td>1053</td><td>130</td><td>1053 130 Non-English specification</td></tr> <tr><td>1812</td><td>2520</td><td>1812 2520 For filing a request for ex parte Reexamination</td></tr> <tr><td>1804</td><td>920*</td><td>1804 920* Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1840*</td><td>1805 1840* Requesting publication of SIR after Examiner action</td></tr> <tr><td>1251</td><td>110</td><td>2251 55 Extension for reply within first month</td></tr> <tr><td>1252</td><td>430</td><td>2252 215 Extension for reply within second month</td></tr> <tr><td>1253</td><td>980</td><td>2253 490 Extension for reply within third month</td></tr> <tr><td>1254</td><td>1530</td><td>2254 785 Extension for reply within fourth month</td></tr> <tr><td>1255</td><td>2080</td><td>2255 1040 Extension for reply within 6th month</td></tr> <tr><td>1401</td><td>340</td><td>2401 170 Notice of Appeal</td></tr> <tr><td>1402</td><td>340</td><td>2402 170 Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>300</td><td>2403 150 Request for oral hearing</td></tr> <tr><td>1451</td><td>1510</td><td>1451 1510 Petition to institute a public use proceeding</td></tr> <tr><td>1452</td><td>110</td><td>2452 55 Petition to revive - unavoidable</td></tr> <tr><td>1453</td><td>1370</td><td>2453 685 Petition to revive - unintentional</td></tr> <tr><td>1501</td><td>1370</td><td>2501 685 Utility issue fee (or reissue)</td></tr> <tr><td>1502</td><td>490</td><td>2502 245 Design issue fee</td></tr> <tr><td>1503</td><td>560</td><td>2503 330 Plant issue fee</td></tr> <tr><td>1460</td><td>130</td><td>1480 130 Petitions to the Commissioner</td></tr> <tr><td>1807</td><td>50</td><td>1807 50 Processing fee under 37 CFR 1.17(e)</td></tr> <tr><td>1806</td><td>180</td><td>1806 180 Submission of IDS</td></tr> <tr><td>8021</td><td>40</td><td>8021 40 Recording each patent assignment per property (three number of properties)</td></tr> <tr><td>1809</td><td>790</td><td>2809 395 Filing a submission after final rejection (37 CFR § 1.128(a))</td></tr> <tr><td>1810</td><td>790</td><td>2810 395 For each additional invention to be examined (37 CFR § 1.129(b))</td></tr> <tr><td>1801</td><td>790</td><td>2801 395 Request for Continued Examination (RCE)</td></tr> <tr><td>1802</td><td>900</td><td>1802 900 Request for expedited examination of a design application</td></tr> </tbody> </table>		Large Entity	Small Entity	Fee Description	1051	130	2051 63 Surcharge - info filing fee or oath	1052	50	2052 25 Surcharge - late Provisional filing	1053	130	1053 130 Non-English specification	1812	2520	1812 2520 For filing a request for ex parte Reexamination	1804	920*	1804 920* Requesting publication of SIR prior to Examiner action	1805	1840*	1805 1840* Requesting publication of SIR after Examiner action	1251	110	2251 55 Extension for reply within first month	1252	430	2252 215 Extension for reply within second month	1253	980	2253 490 Extension for reply within third month	1254	1530	2254 785 Extension for reply within fourth month	1255	2080	2255 1040 Extension for reply within 6th month	1401	340	2401 170 Notice of Appeal	1402	340	2402 170 Filing a brief in support of an appeal	1403	300	2403 150 Request for oral hearing	1451	1510	1451 1510 Petition to institute a public use proceeding	1452	110	2452 55 Petition to revive - unavoidable	1453	1370	2453 685 Petition to revive - unintentional	1501	1370	2501 685 Utility issue fee (or reissue)	1502	490	2502 245 Design issue fee	1503	560	2503 330 Plant issue fee	1460	130	1480 130 Petitions to the Commissioner	1807	50	1807 50 Processing fee under 37 CFR 1.17(e)	1806	180	1806 180 Submission of IDS	8021	40	8021 40 Recording each patent assignment per property (three number of properties)	1809	790	2809 395 Filing a submission after final rejection (37 CFR § 1.128(a))	1810	790	2810 395 For each additional invention to be examined (37 CFR § 1.129(b))	1801	790	2801 395 Request for Continued Examination (RCE)	1802	900	1802 900 Request for expedited examination of a design application
Large Entity	Small Entity			Fee Description																																																																																						
1051	130			2051 63 Surcharge - info filing fee or oath																																																																																						
1052	50			2052 25 Surcharge - late Provisional filing																																																																																						
1053	130	1053 130 Non-English specification																																																																																								
1812	2520	1812 2520 For filing a request for ex parte Reexamination																																																																																								
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action																																																																																								
1805	1840*	1805 1840* Requesting publication of SIR after Examiner action																																																																																								
1251	110	2251 55 Extension for reply within first month																																																																																								
1252	430	2252 215 Extension for reply within second month																																																																																								
1253	980	2253 490 Extension for reply within third month																																																																																								
1254	1530	2254 785 Extension for reply within fourth month																																																																																								
1255	2080	2255 1040 Extension for reply within 6th month																																																																																								
1401	340	2401 170 Notice of Appeal																																																																																								
1402	340	2402 170 Filing a brief in support of an appeal																																																																																								
1403	300	2403 150 Request for oral hearing																																																																																								
1451	1510	1451 1510 Petition to institute a public use proceeding																																																																																								
1452	110	2452 55 Petition to revive - unavoidable																																																																																								
1453	1370	2453 685 Petition to revive - unintentional																																																																																								
1501	1370	2501 685 Utility issue fee (or reissue)																																																																																								
1502	490	2502 245 Design issue fee																																																																																								
1503	560	2503 330 Plant issue fee																																																																																								
1460	130	1480 130 Petitions to the Commissioner																																																																																								
1807	50	1807 50 Processing fee under 37 CFR 1.17(e)																																																																																								
1806	180	1806 180 Submission of IDS																																																																																								
8021	40	8021 40 Recording each patent assignment per property (three number of properties)																																																																																								
1809	790	2809 395 Filing a submission after final rejection (37 CFR § 1.128(a))																																																																																								
1810	790	2810 395 For each additional invention to be examined (37 CFR § 1.129(b))																																																																																								
1801	790	2801 395 Request for Continued Examination (RCE)																																																																																								
1802	900	1802 900 Request for expedited examination of a design application																																																																																								
The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account.																																																																																										
FEE CALCULATION																																																																																										
1. BASIC FILING FEE <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Small Entity Fee Code</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1001 790</td><td>2001 395</td><td>Utility filing fee</td></tr> <tr><td>1002 350</td><td>2002 175</td><td>Design filing fee</td></tr> <tr><td>1003 550</td><td>2003 275</td><td>Plant filing fee</td></tr> <tr><td>1004 790</td><td>2004 395</td><td>Reissue filing fee</td></tr> <tr><td>1005 160</td><td>2005 80</td><td>Provisional filing fee</td></tr> </tbody> </table>		Large Entity Fee Code	Small Entity Fee Code	Fee Paid	1001 790	2001 395	Utility filing fee	1002 350	2002 175	Design filing fee	1003 550	2003 275	Plant filing fee	1004 790	2004 395	Reissue filing fee	1005 160	2005 80	Provisional filing fee																																																																							
Large Entity Fee Code	Small Entity Fee Code	Fee Paid																																																																																								
1001 790	2001 395	Utility filing fee																																																																																								
1002 350	2002 175	Design filing fee																																																																																								
1003 550	2003 275	Plant filing fee																																																																																								
1004 790	2004 395	Reissue filing fee																																																																																								
1005 160	2005 80	Provisional filing fee																																																																																								
SUBTOTAL (1)		(\$) 0																																																																																								
2. EXTRA CLAIM FEES <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Total Claims</th> <th>Previously Paid**</th> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Independent Claims</td> <td>20</td> <td>3</td> <td>18</td> <td></td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td>300</td> <td></td> </tr> </tbody> </table>		Total Claims	Previously Paid**	Extra Claims	Fee from below	Fee Paid	Independent Claims	20	3	18		Multiple Dependent			300																																																																											
Total Claims	Previously Paid**	Extra Claims	Fee from below	Fee Paid																																																																																						
Independent Claims	20	3	18																																																																																							
Multiple Dependent			300																																																																																							
SUBTOTAL (2)		(\$) 0																																																																																								
*or number previously paid, if greater. For Reissues, see above.																																																																																										
SUBMITTED BY		Complete (if applicable)																																																																																								
Name (Print/Type) SYLVIA CHEN		Registration No. 39,633 Telephone 847-523-1096																																																																																								
Signature <i>Sylvia Chen</i>		Date 24 NOV 2004																																																																																								